

BTXN 138 (rev. 07/08)

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

In Re:		§	
Harry Neal McMillan		§	
	Debtor(s)	§	Case No.: 11-47029-dml7
Sun River Energy, Inc.		§	Chapter No.: 7
	Plaintiff(s)	§	Adversary No.: 12-04012-dml
vs.		§	Civil Case No.:
Harry Neal McMillan et al.	Defendant(s)	§	
		§	
Sun River Energy, Inc.	Plaintiff(s)	§	
		§	
vs.		§	
Harry Neal McMillan, Cicerone Corporate		§	
Development, LLC, CE McMillan Family Trust and JH		§	
Brech, LLC	Defendant(s)	§	

NOTICE OF TRANSMITTAL REGARDING WITHDRAWAL OF REFERENCE

I am transmitting:

- ☒ Two copies of the Motion to Withdraw Reference (USDC Civil Action No. – DNC Case)
NOTE: A Status Conference has been set for August 29, 2013 at 1:30 P.M., in Room 128 US Courthouse, 501 W. Tenth Street, Fort Worth, TX 76102 before U.S. Bankruptcy Judge D. Michael Lynn. The movant, respondents or other affected parties are required to attend the Status Conference.
- ☐ Two copies of: Response to Motion for Withdrawal of Reference.

TO ALL ATTORNEYS: F.R.C.P. 5011(a) A motion for withdrawal of a case or proceeding shall be heard by a district judge, [*implied*] that any responses or related papers be filed likewise.

DATED: 8/1/13

FOR THE COURT:
Tawana C. Marshall, Clerk of Court

by: /s/S Maben, Deputy Clerk

BTXN 150 (rev. 11/10)

In Re:
Harry Neal McMillan

Sun River Energy, Inc.

vs.

Harry Neal McMillan et al.

Debtor(s)

Plaintiff(s)

Defendant(s)

Case No.: 11-47029-dml7

Chapter No.: 7

Adversary No.: 12-04012-dml

CIVIL CASE COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet.

I. (a) PLAINTIFF

Sun River Energy, Inc.

(b) County of Residence of First Listed Party:
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorney's (Firm Name, Address, and Telephone Number)

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DEFENDANTHarry Neal McMillan, Cicerone Corporate Development, LLC, CE
McMillan Family Trust and JH Brech, LLC(b) County of Residence of First Listed Party:
(IN U.S. PLAINTIFF CASES ONLY)

Attorney's (If Known)
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II. BASIS OF JURISDICTION

- ☐ 1 U.S. Government Plaintiff ☐ 2 U.S. Government Defendant ☒ 3 Federal Question (U.S. Government Not a Party) ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES

- | | | | | | |
|---|-------------------------|-------------------------|--|-------------------------|-------------------------|
| Citizen of This State | <input type="radio"/> 1 | <input type="radio"/> 1 | Incorporated <i>or</i> Principal Place of Business in This State | <input type="radio"/> 4 | <input type="radio"/> 4 |
| Citizen of Another State | <input type="radio"/> 2 | <input type="radio"/> 2 | Incorporated <i>and</i> Principal Place of Business in Another State | <input type="radio"/> 5 | <input type="radio"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="radio"/> 3 | <input type="radio"/> 3 | Foreign Nation | <input type="radio"/> 6 | <input type="radio"/> 6 |

IV. NATURE OF SUIT

- ☐ 422 Appeal 28 USC 158 ☒ 423 Withdrawal 28 USC 157 ☐ 890 Other Statutory Actions

V. ORIGIN

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened
☐ 5 Transferred from another district ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (**Do not cite jurisdictional statutes unless diversity**):
28 USC 157

Brief description of cause:
Withdrawal of Reference

VII. REQUESTED IN COMPLAINT:

☐

CHECK IF THIS IS A **CLASS ACTION** UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

Judge:

Docket Number:

DATED: 8/1/13

FOR THE COURT:
Tawana C. Marshall, Clerk of Court
by: /s/S Maben, Deputy Clerk

BTXN 116 (rev. 07/08)

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

WITHDRAWAL OF REFERENCE SERVICE LIST

Transmission of the Record

BK Case No.: 11-47029-dml7

Adversary No.: 12-04012-dml

Received in District Court by: _____

Date: _____

Volume Number(s): _____

cc: D. Michael Lynn
Kevin Lewis, Law Clerk
Sandy Maben ECRO
Attorney(s) for Appellant
US Trustee

Plaintiff Sun River Energy, Inc.

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Defendant Harry Neal McMillan

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Defendant JH Brech, LLC